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TO: Examiner H. Tran, USPTO
 Group Art Unit 2861

FROM: Michael K. O'Neill

RE: U.S. Application No. 10/633,521
 Our Ref.: 00684.003510.

FAX NO.: 703-872-9306

DATE: March 28, 2005

NO. OF PAGES:
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TIME: 3:00 pm

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MESSAGE

Attached is a Response To Requirement For Election to be filed in the above-identified application.

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00684.003510.

MAR 28 2005

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KEIICHIRO ISHIHARA et al.

Application No.: 10/633,521

Filed: August 5, 2003

For: OPTICAL SCANNING
DEVICE AND IMAGE
FORMING APPARATUS
USING THE SAME

Examiner: H. Tran

Group Art Unit: 2851

March 28, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450RESPONSE TO REQUIREMENT FOR ELECTION

Sir:

This is in response to the Office Action dated February 28, 2005, which imposed a requirement to elect between allegedly distinct species of the invention.

In response, Applicants elect the first embodiment of the invention, Species (i), upon which Claims 1 to 15 read. The election is made without traverse.

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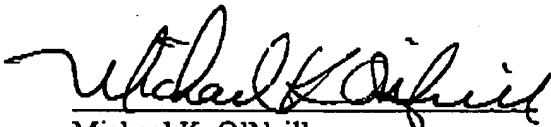
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It is noted that the Office Action apparently contains a few errors. For example, the Office Action lists Fig. 20 as part of the third embodiment, whereas the specification states that Fig. 20 illustrates a conventional device. The foregoing election is made in keeping with the clear intent of the Office Action, and should not be viewed as an affirmation of errors in the Office Action.

Applicants' undersigned attorney may be reached in our Costa Mesa, CA office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Michael K. O'Neill
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